IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.1244 OF 2005

Shri Vishwanath Sonthalia ...Petitioner.
Versus
Shri M.D.Paradkar & Ors. ...Respondents.

....

Mr.Rajiv Narulla i/b. Jhangiani Narulla & Asso. for the Petitioner.
None for the Respondents.

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CORAM : **F.I.REBELLO AND SMT.V.K.TAHILRAMANI,JJ.**

DATED : **JULY 11, 2006.**

P.C.:

. It appears that the petitioner wanted to apply under Section 41-B of the Public Trusts Act, but, wrongly moved under Section 41-A. This has been noted by the Deputy Charity Commissioner. Considering that, in our opinion it would be advisable that the petitioner should independently apply under Section 41-B and whatever other provisions under which he is entitled to, before the Deputy Charity Commissioner. If such

application is made, the Deputy Charity Commissioner to dispose of the same irrespective of the findings recorded in order dated 8.11.2004. With the above observation, Petition stands disposed of.

[F.I.REBELLO,J.]

[SMT.V.K.TAHILRAMANI,J.]